

**FILED**

August 16, 2004

**NEW JERSEY STATE BOARD  
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF **MEDICAL EXAMINERS**

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In the **Matter** of:

GEORGE M. MIRDA, M.D.  
LICENSE NO. MA045026

ORDER GRANTING  
ADJOURNMENT AND  
CONTINUING ORDER  
**OF** TEMPORARY SUSPENSION

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This matter was scheduled to be **heard** before **the** Board on August 11, 2000, ~~for~~ consideration **of** the Attorney **General's** motion for partial summary decision on **Counts I - IV** of the pending administrative complaint, and, in the event said motion were to **be granted**, for a hearing to determine the penalty to **be imposed** against respondent George M. Mirda, M.D. **based** thereon.

On August 11, 2004, Deputy Attorney General Megan Matthews appeared for complainant Attorney General and respondent George M. Mirda **appeared pro se**. Prior to the commencement of the scheduled **hearing**, respondent Mirda, who has thus far at **all** times appeared **pro se in** this matter, requested that the Board adjourn the proceeding so that he might retain counsel to represent **him** before the Board. The Board then entertained oral argument on respondent's **request**. Deputy Attorney General Matthews strongly urged the Board to deny respondent's request, noting that respondent had twice **before** been advised **that he** could retain counsel **when he appeared** before committees **of** the Board, and on both occasions elected to proceed without legal representation.

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Respondent **suggested** that he had **previously** not fully appreciated the seriousness and potential ramifications of this action, and thus **asked to be** afforded an opportunity to **retain** counsel in light of **the** gravity of this matter,

The Board has determined to grant **respondent's request** for an adjournment, for **the** limited and express purpose of affording **him** an opportunity to **retain** counsel. Although the Board recognizes respondent's **request to be** tardy, given that more than seven months have **passed since** Dr. Mirda first **appeared** before a Committee of the Board **on** January 7, 2004, **we** also **recognize** that the **public** interest is in no way compromised **by** the granting of an adjournment because respondent's license **is presently** temporarily **suspended** (and respondent therefore may not presently engage in any medical practice **in** New Jersey).

IT **IS**, therefore, on this 11<sup>th</sup> day of August, 2004

ORDERED:

1. A hearing **on** the Attorney General's pending motion for partial summary decision in this matter shall **be** rescheduled to be held before the Board on October 13, 2004. Respondent's motion for an adjournment of the proceeding is **granted** for the sole and **express purpose** of affording respondent an opportunity to retain legal counsel to represent him **in** this matter.

2. The Order of Temporary Suspension filed on January 23, 2004 remains in **full** force and effect. **In** light of the **granting** of respondent's **request** for an adjournment, respondent may

not move to vacate the temporary suspension of his license (see paragraph 2 of the Order of Temporary Suspension filed January 23, 2004) prior to the conclusion of any hearing(s) on the pending application for partial summary decision.

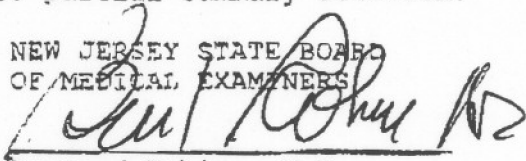
3. Respondent is hereby granted leave to retain legal counsel, and shall do so not later than September 10, 2004 (thirty days from the date on which this matter was originally scheduled to be heard). Upon retention, counsel shall immediately make an appearance with the Board by advising the Board and Deputy Attorney General Matthews both orally and in writing of his or her legal representation of Dr. Mirda.

4. In the event retained counsel chooses to submit any papers or documents in opposition to the pending motion for summary decision, any such submissions must be served upon the Board and the Attorney General not later than September 23, 2004. The Attorney General may thereafter respond to any such submissions not later than October 5, 2004.

5. No further adjournments shall be granted of the return date for the pending motion for partial summary decision.

By:

NEW JERSEY STATE BOARD  
OF MEDICAL EXAMINERS

  
Bernard Robins, M.D.  
Board President

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FROM :